

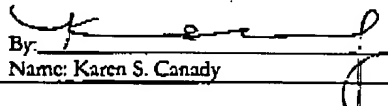
Due Date: April 3, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Deiter C. Gruenert et al.	Examiner:	Bronwen M. Loeb
Serial No.:	09/392,682	Group Art Unit:	1636
Filed:	September 9, 1999	Docket:	G&C 30448.97-US-D1
Title:	GENE THERAPY BY SMALL FRAGMENT HOMOLOGOUS REPLACEMENT		

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being filed via facsimile transmission to the U.S. Patent and Trademark Office on April 1, 2002.

By:   
Name: Karen S. Canady

NOTICE OF APPEAL FROM THE EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

BOX AF  
Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In accordance with 37 C.F.R. § 1.191, Applicants hereby appeal to the Board of Patent Appeals and Interferences from the final rejection of claims 17-44 of the above-identified application, as set forth in the Office Action mailed October 3, 2001.

PTO Form 2038 Credit Card Payment is enclosed to cover the payment of the Notice of Appeal fee in the amount of \$160.00, for a small entity.

Please charge any additional fees or credit any overpayment to Gates & Cooper LLP, Deposit Account No. 50-0494.

Respectfully submitted,

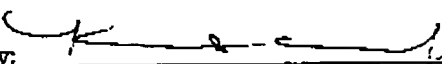
Deiter C. Gruenert et al.

By their attorneys,

GATES & COOPER LLP  
6701 Center Drive West, Suite 1050  
Los Angeles, California 90045  
(310) 641-8797

Date: April 1, 2002

KSC/io

By:   
Karen S. Canady  
Reg. No.: 39,927